

N^o. 406.

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FILED
OCT 11 1897
JAMES H. MCKENNEY
CLERK

Motion by D. E. to advance

Filed Oct. 11, 1897. ⁸² S. C.

In the Supreme Court of the United States,

WASHINGTON, D. C.

OCTOBER TERM, 1897.

No. 406.

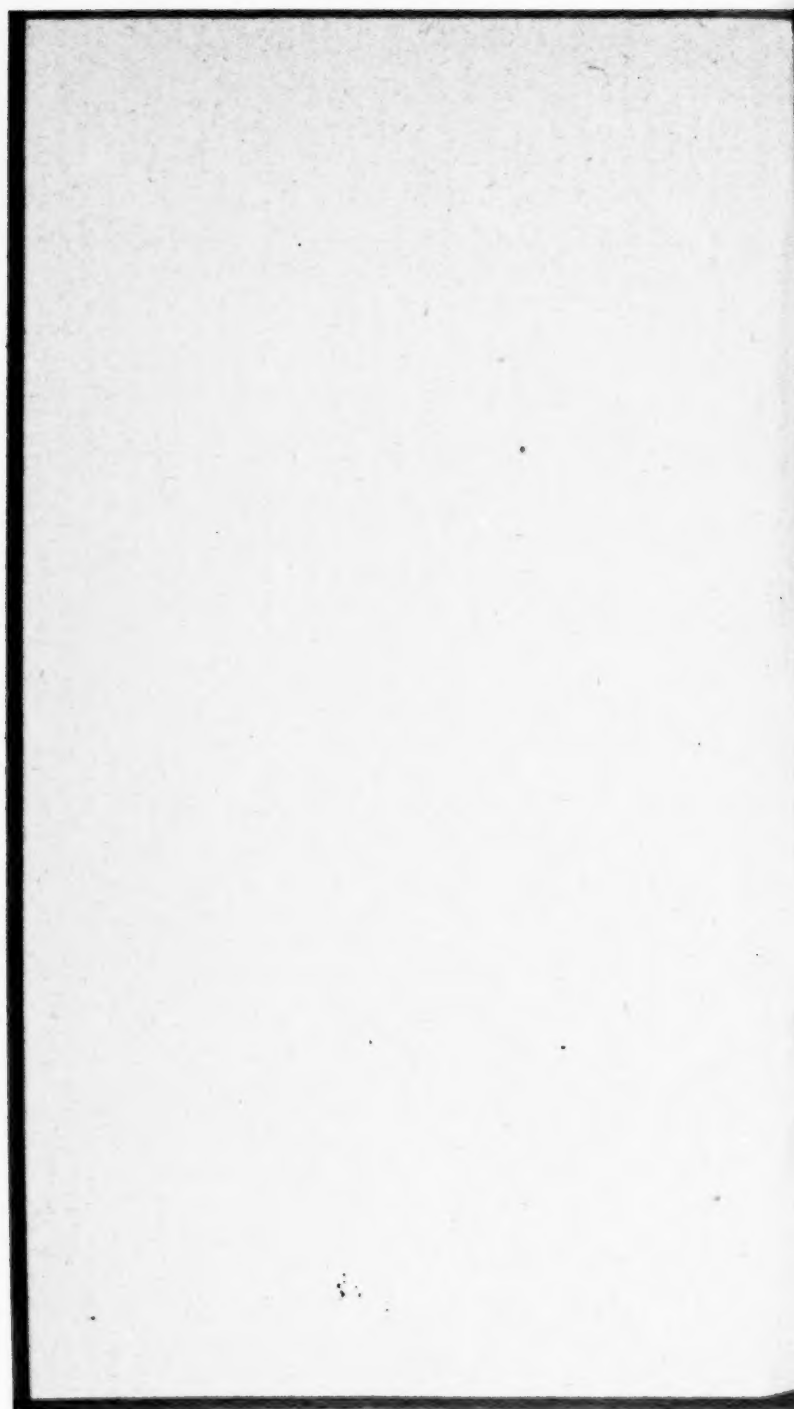
HOUSTON & TEXAS CENTRAL RAILWAY COMPANY,
FREDERICK P. OLCOTT, Et AL., PLAINTIFFS IN ERROR,

VS.

THE STATE OF TEXAS.

IN ERROR TO THE COURT OF CIVIL APPEALS FOR THE SECOND
SUPREME JUDICIAL DISTRICT OF THE STATE OF TEXAS.

MOTION TO ADVANCE.



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To the Honorable, The Supreme Court of the United States:

The controversy in this suit is over sixteen sections of land of six hundred and forty acres each, claimed by the State of Texas, aggregating something more than ten thousand acres. The State won the case in the trial court. It was appealed to the Court of Civil Appeals and affirmed, and writ of error denied by the Supreme Court of the State. As indicated the State of Texas is a party to the suit. The State of Texas, therefore, defendant in error, now, by its Attorney-General, moves the court to advance said cause on the docket of this court, and set same down for hearing ~~not later than the first of December, 1897.~~ *for November 1897, or as soon thereafter as practicable*

M. M. Ames Attorney-General.

Attorney for State of Texas, Defendant in Error.

The Plaintiffs in Error,
~~admit all of the allegations above set out, and hereby waive the~~
issuance of notice and service thereof, and respectfully ask that the motion be granted, and the case advanced and set down for hearing as prayed for.

R. S. Lovett
~~Baker, Batts, Baker~~
Attorneys for Defendants in Error.